

COMMITTEE ON LEGISLATIVE RESEARCH  
OVERSIGHT DIVISION

**FISCAL NOTE**

L.R. No.: 1203-01  
Bill No.: HB 440  
Subject: Crimes and Punishment; Law Enforcement Officers and Agencies; Science and Technology  
Type: Original  
Date: March 14, 2001

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**FISCAL SUMMARY**

<b>ESTIMATED NET EFFECT ON STATE FUNDS</b>			
FUND AFFECTED	FY 2002	FY 2003	FY 2004
General Revenue	(\$1,460,649)	(\$1,577,886)	(\$758,477)
<b>Total Estimated Net Effect on <u>All</u> State Funds</b>	<b>(\$1,460,649)</b>	<b>(\$1,577,886)</b>	<b>(\$758,477)</b>

<b>ESTIMATED NET EFFECT ON FEDERAL FUNDS</b>			
FUND AFFECTED	FY 2002	FY 2003	FY 2004
None			
<b>Total Estimated Net Effect on <u>All</u> Federal Funds</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

<b>ESTIMATED NET EFFECT ON LOCAL FUNDS</b>			
FUND AFFECTED	FY 2002	FY 2003	FY 2004
<b>Local Government</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

Numbers within parentheses: ( ) indicate costs or losses.

This fiscal note contains 4 pages.

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## **FISCAL ANALYSIS**

### **ASSUMPTION**

Officials from the **Department of Social Services** assume DNA profiling of juveniles applies only to juveniles certified as adults and would be done by the Department of Corrections or jail employees. Therefore, the proposed legislation would have no fiscal impact on their agency.

Officials from the **Department of Corrections (DOC)** assume the proposal expands DNA profiling to include juveniles convicted as adult felons. The DOC currently complies with this proposal and the State Highway Patrol (MHP) provides a technician to take the blood samples. If current practices remain in place, it appears the MHP would bear the cost of the testing of juveniles charged as adults pursuant to this proposal. In FY00, DOC had 6 new probation openings and 7 new court commitments for offenders defined in the new language of the proposal. The DOC assumes the annual fiscal impact is \$0 or a minimal amount that can be absorbed by DOC.

**Oversight** assumes the proposal requires DNA profiling on all adults convicted of a felony and all juveniles certified as adults who are convicted of a felony that is defined as a violent offense or a sex offense. Oversight assumes the MHP would bear the cost of DNA sampling and testing.

Officials from the **Department of Public Safety – State Highway Patrol (MHP)** assume the proposed legislation would expand the DNA profiling system to include all convicted felons. Based on DOC statistics, there are 17,000 offenders in institutions and 40,000 on probation who have not been DNA tested.

The MHP Crime Lab assumes additional FTE and equipment would be needed as a result of this proposal. MHP would need 3 FTE Laboratory Evidence Technicians (\$20,976/year), 3 DNA Technicians (\$21,300/year), and 3 Criminalists (\$26,460/year). The Laboratory Evidence Technicians would be responsible for tracking all Missouri felony convictions as defined by the database statute, handling schedules with the Department of Corrections (DOC) and Probation to collect the required DNA samples, logging in and maintaining inventory samples in the computer and storage facility, maintaining all paperwork/documentation for samples, retrieving samples required for DNA analysis, and performing other duties as assigned. The DNA Technicians would be responsible for lab preparation and preparation for DNA analysis. The Criminalists would be responsible for the DNA analysis, data interpretation, and administration duties relating to samples and courtroom testimony of cases.

The MHP assumes they will need to lease new lab space since there is no room at the current facility to expand. To handle all felony convictions, the MHP DNA Lab would require a new area for processing incoming samples and provide an expanded analysis section. The current  
**ASSUMPTIONS** (continued)

laboratory space of 1470 square feet would need to be at least doubled. MHP estimates the cost for leasing new lab space to be \$40,500 (3000 square feet x \$13.50 per square foot).

MHP estimates the following equipment will be needed as a result of this proposal:

**First Year:**

Computer costs (hardware/software) for DNA PCR technologies compatible with the FBI's national program	\$750,000
Supplies/kits for collection and DNA analysis fo 17,000 new samples	\$357,000
Proficiency tests/continuing education as mandated by FBI standards	<u>\$ 43,000</u>
<b>Total First Year Equipment Costs:</b>	<b>\$1,150,000</b>

**Second Year:**

Supplies/kits for collection and DNA analysis of new 17,000 and 40,000 backlog (individuals currently in jail or on parole that have not had DNA samples collected)	\$1,197,000
Proficiency tests/continuing education as mandated by FBI standards	<u>\$ 43,000</u>
<b>Total for Second Year Equipment Costs:</b>	<b>\$1,240,000</b>

**Recurring Costs:**

Supplies/kits for collection and DNA analysis of 17,000 samples	\$ 357,000
Proficiency tests and continuing education as mandated by FBI standards	\$ 43,000
Hardware/software upgrades	<u>\$ 10,000</u>
<b>Total Recurring Equipment Costs:</b>	<b>\$ 410,000</b>

<u>FISCAL IMPACT - State Government</u>	FY 2002 (10 Mo.)	FY 2003	FY 2004
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**GENERAL REVENUE FUND**

Costs - State Highway Patrol

Salaries	(\$176,136)	(\$216,647)	(\$222,063)
Fringe Benefits	(\$58,706)	(\$72,208)	(\$74,014)
Equipment and Expense	<u>(\$1,225,807)</u>	<u>(\$1,289,031)</u>	<u>(\$462,400)</u>
<b>Total Costs - State Highway Patrol</b>	<b><u>(\$1,460,649)</u></b>	<b><u>(\$1,577,886)</u></b>	<b><u>(\$758,477)</u></b>

<u>FISCAL IMPACT - Local Government</u>	FY 2002 (10 Mo.)	FY 2003	FY 2004
	<u><b>\$0</b></u>	<u><b>\$0</b></u>	<u><b>\$0</b></u>

FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

DESCRIPTION

The proposal expands the DNA profiling system to include every adult convicted of a felony and every juvenile certified as an adult and convicted of a felony which is a violent offense or a sex offense.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Department of Public Safety  
Missouri Highway Patrol  
Department of Corrections  
Department of Social Services



Jeanne Jarrett, CPA  
Director

March 14, 2001